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EXHIBIT

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ANDREW GODDARD
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November 24, 1992

Ms. Elizabeth Davis - FAX 404-347-5246
Office of Regional Counsel
U.S. Environmental Protection Agency
Region IV
345 Courtland Street, N.E.
Atlanta, Georgia 30365

Re: Saad Site, Nashville, Tennessee

Dear Ms. Davis:

Enclosed are copies of two letters that were sent today to Fred Stroud by facsimile transmission. One sets forth a recommended course of action for the Franklin Brick trench and the reasons for that recommendation. The other confirms an agreement with respect to expansion of trenching to locate drums.

If additional work is required with respect to the Franklin Brick trench, I strongly urge you to consider making that the subject of the promised unilateral order to recalcitrants. At your request and encouragement, we some time ago informed recalcitrants that as part of deciding whether or not to join the Steering Committee they should know that U.S. EPA would very shortly be issuing a unilateral order to recalcitrants. A number of PRPs joined the Steering Committee in response to that. It would be egregiously and indefensibly unfair if those that joined the Steering Committee, rather than those that did not, are now required to perform this additional work.

I still have not received any confirmation of the status of a stop work order with respect to refilling the Franklin Brick trench. This confirms several telephone requests to you, the first of which was last Monday, November 16. As I have told you, written confirmation is necessary because Fred Stroud has made somewhat inconsistent statements regarding this matter to Bennie Underwood and Joe Putnam. I have asked that, if a stop work order is in effect, you confirm to me in writing the terms of it. If I have not received that by the end of the day Friday, November 27, I will assume that no stop work order is in effect.

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I regret having to impose this requirement on you, but the status of the Franklin Brick trench continues to interfere with other work required under the approved work plan.

Sincerely,

A handwritten signature in cursive script, appearing to read "Andrew Goddard".

J. Andrew Goddard

JAG/jhp
Enclosure

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